

MAILED
MAY 07 2004

PTO/SB/21 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

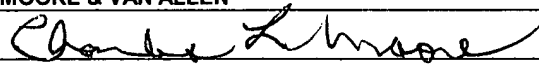
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<p align="center">TRANSMITTAL FORM</p> <p align="center"><i>(to be used for all correspondence after initial filing)</i></p>		Application Number	10/771,709
		Filing Date	February 4, 2004
		First Named Inventor	Robert L. Padgette
		Group Art Unit	
		Examiner Name	
Total Number of Pages in This Submission		Attorney Docket Number	014242-000011

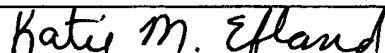
ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (<i>Appeal Notice, Brief, Reply Brief</i>) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (<i>please identify below:</i> <i>Information Disclosure Statement - 1 cited reference</i> <i>Acknowledgement postcard</i>
<p>Remarks</p>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

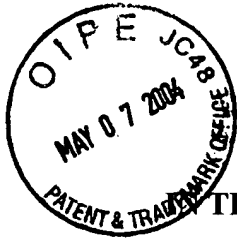
Firm or Individual Name	CHARLES L. MOORE (REG NO. 33,742) MOORE & VAN ALLEN		
Signature			
Date	May 4, 2004		

CERTIFICATE OF TRANSMISSION/MAILING

<p>I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.</p>			
Typed or printed name	Katie M. Efland		
Signature		Date	May 4, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Robert L. Padgette

Group Art Unit:

Serial Number: 10/771,709

Examiner:

Filed: February 4, 2004

For: METHOD AND SYSTEM FOR SELECTING BETWEEN OR ALLOCATING AMONG
ALTERNATIVES

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.56 AND 37 C.F.R. § 1.97**

It is respectfully requested that the documents listed on the attached Form PTO/SB/08A be considered by the Patent and Trademark Office in the above-referenced application and made of record therein. This information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever event occurs last.

Respectfully submitted,

By: Charles L. Moore
Charles L. Moore
Registration No. 33,742
Attorney for Applicant
Moore & Van Allen, PLLC
2200 West Main Street, Suite 800
Durham, NC 27705
Phone: 919-286-8000
Facsimile: 919-286-8199

May 4, 2004
Date

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the US Postal Service as first class mail on May 4, 2004, in an envelope addressed to Commissioner of Patents, PO Box 1450, Alexandria, VA 22313-1450

Katie M. Efland
Katie M. Efland



PTO/SB/08a (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet

1

of

2

Complete if Known

Application Number	10/771,709
Filing Date	February 4, 2004
First Named Inventor	Robert L. Padgett
Art Unit	
Examiner Name	
Attorney Docket Number	014242-000011

U.S. PATENT DOCUMENTS

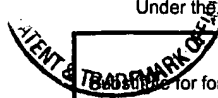
Examiner Initials'	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)				
	A	US- 6,430,542		08/08/2002	Moran	
	B	US- 2001/0056391 A1		12/27/2001	Schultz	
	C	US- 2002/0042764 A1		04/11/2002	Gardner et al.	
	D	US- 2002/0087388 A1		07/04/2002	Kell et al.	
	E	US- 2002/0062272 A1		05/23/2002	Kim et al.	
	F	US- 2002/0062271 A1		05/23/2002	Breuninger	
	G	US- 2002/0002521 A1		01/03/2002	Shearer et al.	
	H	US- 6,292,787		09/18/2001	Scott et al.	
	I	US- 2001/0042036 A1		11/15/2001	Sanders	
	J	US- 2001/0027437 A1		10/04/2001	Turbeville et al.	
	K	US- 2001/0021911 A1		09/13/2001	Ohmoto et al.	
	L	US- 6,405,179		06/11/2002	Rebane	
	M	US- 6,397,212		05/28/2002	Biffar	
	N	US- 6,336,102		01/01/2002	Luskin et al.	
	O	US- 6,313,833		11/06/2001	Knight	
	P	US- 6,282,520		08/28/2001	Schirripa	
	Q	US- 6,275,814		08/14/2001	Giansante et al.	
	R	US- 6,219,850		04/17/2001	Friend et al.	
	S	US-6,085,175		07/04/2000	Gugel et al.	
	T	US-6,064,984		05/16/2000	Ferguson et al.	
	U	US-6,012,044		01/04/2000	Maggioncalda et al.	
	V	US-5,999,918		12/07/1999	Williams et al.	
	W	US-2002/0091604 A1		07/11/2002	Loeper	
	X	US-2002/0091605 A1		07/11/2002	Labe, Jr. et al.	
	Y	US-2002/0107770 A1		08/08/2002	Meyer et al.	
	Z	US-2002/0111890 A1		08/15/2002	Sloan et al.	
	AA	US-09/704,349		11/01/2000	Johnston et al.	

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Application Number	10/771,709
Filing Date	February 4, 2004
First Named Inventor	Robert L. Padgett
Art Unit	
Examiner Name	
Attorney Docket Number	014242-000011

[illegible]

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.